

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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RUDDY OSIAS,	:	
	:	
Plaintiff,	:	
	:	22 Civ. 870 (LGS)
-against-	:	
	:	<u>ORDER</u>
DEPARTMENT OF CORRECTIONS CITY OF	:	
NEW YORK, et al.,	:	
Defendants.	:	
	:	
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LORNA G. SCHOFIELD, District Judge:

WHEREAS, on April 14, 2023, Defendants filed a letter to inform the Court of an additional basis for dismissal of the action beyond those identified in Defendants’ pending motion to dismiss. Defendants attached a general release executed by Plaintiff on December 26, 2022, in which Plaintiff released “the City of New York . . . ; their successors or assigns; and all past and present officials, employees, representatives, and agents of the City of New York or any entity represented by the Office of the Corporation Counsel . . . from any and all liability, claims, or rights of action alleging a violation of [his] civil rights and any and all related state law claims, from the beginning of the world to the date of th[e] General Release, including claims for costs, expenses, and attorneys’ fees.”

WHEREAS, in an Order dated April 17, 2023, the pro se Plaintiff was directed to file a letter in response, including whether he dismisses voluntarily his claims in this action, by April 28, 2023.


WHEREAS, the Court has received no letter from Plaintiff. It is hereby

**ORDERED** that, by **May 23, 2023**, Plaintiff shall file a letter explaining why his case should not be dismissed in light of the general release he executed on December 26, 2022. Plaintiff is advised that, if he does not submit a timely letter, his case will be dismissed for the

reasons stated in Defendants' letter dated April 14, 2023, and for failure to prosecute.

The Clerk of Court is respectfully directed to mail a copy of this Order to the pro se Plaintiff.

Dated: May 9, 2023  
New York, New York



**LORNA G. SCHOFIELD**  
**UNITED STATES DISTRICT JUDGE**